

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BOB DAWSON, *et al.*;

Plaintiffs,

v.

PORCH.COM INC., *et al.*,

Defendants.

CASE NO. 2:20-cv-00604-RSL

STIPULATED MOTION TO  
CONSOLIDATE AND EXTEND TIME  
TO FILE SECOND AMENDED  
COMPLAINT

Pursuant to Local Civil Rules 7(d)(1), 7(j), 10(g), and FRCP 42, Plaintiffs and Defendants submit this stipulated motion to (i) consolidate *Chennette v. Porch.com* Case No. 2:23-cv-00740 with this matter, (i) for an extension of time for Plaintiffs to file the Second Amended Complaint, which will consolidate all claims in one matter, and (iii) for an extension of time for Defendants to respond to the Second Amended Complaint. In support thereof, the parties state as follows:

1. This matter was originally filed on April 22, 2020. Dkt. # 1.
2. Ten other cases involving identical claims against Defendants were consolidated into this matter on November 25, 2020. Dkt. # 36.
3. There was one other case against Defendants in the federal district of Idaho, *Chennette v. Porch.com 1:20-cv-00201*, that was not consolidated because it had been dismissed.
4. *Chennette* went on appeal to the Ninth Circuit and this matter was stayed until *Chennette* was resolved. Dkt. # 84.

1           5.       After the Ninth Circuit ruled in *Chennette*, Plaintiffs moved on March 23, 2023, for  
2 leave to file a Second Amended Complaint. Dkt. # 96.

3           6.       This Court granted in part and denied in part the motion for leave to amend and  
4 provided Plaintiffs until June 26, 2023, to file a Second Amended Complaint. Dkt. # 103.

5           7.       During the pendency of the motion for leave to amend, counsel for Plaintiffs and  
6 Defendants transferred the *Chennette* matter from the Idaho District Court to the Western District  
7 of Washington, and on June 15, 2023, Judge Lasnik was assigned to the case. *Chennette et al v.*  
8 *Porch.com et al*, 2:23-cv-00740.

9           8.       Counsel for Plaintiffs and Defendants are the same in all these matters.

10          9.       The parties desire that the matters be consolidated and that Plaintiffs file the  
11 Second Amended Complaint as permitted by the Court on or before July 26, 2023 to also include  
12 the *Chennette* plaintiffs and their claims. For each count, Plaintiffs shall attach a list identifying  
13 each individual Plaintiff asserting that count.

14          10.      The parties further agree to and seek an order continuing the deadline for  
15 Defendants to file their response to the Second Amended Complaint until September 25,  
16 2023. WHEREFORE, the Parties respectfully request that this stipulated motion be granted and  
17 that: (i) the Court consolidate *Chennette v. Porch.com* Case No. 2:23-cv-00740 with this matter;  
18 (ii) Plaintiffs be granted an extension of thirty days until July 26, 2023 to add the *Chennette*  
19 Plaintiffs' and their claims into the Second Amendment Complaint<sup>1</sup>; and (iii) Defendants be  
20 granted an extension of sixty days until September 25, 2023 to respond to the Second Amended  
21 Complaint.

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22  
23          <sup>1</sup> The Second Amended Complaint will be that which Plaintiffs proposed at Dkt. # 96-1, but  
24 with the following changes: (i) The ATDS allegations will only contain the allegations from the  
25 First Amended Complaint, (ii) In section 'V. Statement of Individualized Facts and Claims' a new  
26 paragraph will be added for each new Plaintiff from Chennette, and (iii) The complaint will be  
updated anywhere a number has changed because of the addition of the Chennette Plaintiffs, e.g.  
the total number of Plaintiffs with a certain claim, the total damages, etc.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD on this 26th day of June, 2023. The undersigned counsel certify that this stipulated motion contains 554 words, in compliance with the Local Civil Rules.

***Presented by:***

By s/ Mitchell West

Mitchell West, WSBA #53103  
**Lowe Graham Jones**  
 1325 Fourth Avenue, Ste. 1130  
 Seattle, WA 98101  
 Phone: (206) 957-2472  
 west@lowegrahamjones.com

**LawHQ, PC**

James Wertheim (PHV)  
 299 S. Main St. #1300  
 Salt Lake City, UT 84111  
 299 S. Main St. #1300  
 Salt Lake City, UT 84111  
 Phone: (385) 285-1090  
 jim@lawhq.com

***Attorneys for Plaintiffs***

By s/ Patricia Eakes

By s/ Matthew Carvalho

Patricia A. Eakes, WSBA# 18888  
 Matthew Carvalho, WSBA# 31201  
 Morgan Lewis  
 1301 Second Avenue, Suite 2800  
 Seattle, WA 98101  
 Phone: (206) 274-6400  
 Fax: (206) 274-6401

Email: patty.eakes@morganlewis.com  
 matthew.carvalho@morganlewis.com

MANATT, PHELPS & PHILLIPS, LLP  
 Christine M. Reilly (PHV)  
 2049 Century Park East, Suite 1700  
 Los Angeles, CA 90067  
 (310) 312-4000  
 creilly@manatt.com

***Attorneys for Defendants***

**ORDER**

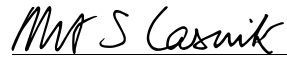
The Parties' Stipulated Motion is GRANTED. It is so ORDERED:

*Chennette v. Porch.com* shall be consolidated with this matter.

Plaintiffs shall have an additional thirty days to file their Second Amended Complaint until July 26, 2023 and shall include the *Chennette* Plaintiffs' claims in the amended pleading.

Defendants shall file their response to the Second Amended Complaint on or before September 25, 2023.

Dated this 27th day of June, 2023.



ROBERT S. LASNIK  
UNITED STATES DISTRICT JUDGE